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Technology Center 2100

In re Application of: Leonard J. Disanza et al.)
Application No.: 09/549,651)
Filed: April 14, 2000) **DECISION ON PETITION UNDER 37**
For: COMPUTER PERIPHERAL DEVICE) **C.F.R. § 1.181 TO WITHDRAW**
INCORPORATING INFRARED) **HOLDING OF ABANDONMENT**
TRANSMISSIONS)

This is a decision on the petition filed August 9, 2004 under 37 CFR § 1.181 to a withdraw the holding of abandonment of the above-identified application.

This application was held abandoned for failure to respond in a timely manner to the Office Action mailed January 8, 2004. A Notice of Abandonment was mailed July 26, 2004.

A review of the file record indicates that the response was received on July 13, 2004 and has been matched to the file. Therefore, the record is clear that the application was *not abandoned in fact* and a Notice of Abandonment should not have been issued. Therefore, the petition is **GRANTED**. The Notice of Abandonment is withdrawn.

The office regrets any inconvenience caused by the mailing of the Notice of Abandonment.

The application file is being forwarded to the Technology Center support staff for processing of the response. The file will then be forwarded to the Examiner for appropriate action.

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